

01-08-01

#4/A

9-15-01

M.L.

Please type a plus sign (+) inside this box ☐Attorney Docket P0941C1D1C1
PATENT

CERTIFICATION UNDER 37 CFR 1.10

EM 168 886 569 US: Express Mail Number

January 4, 2001: Date of Deposit

I hereby certify that this Non-provisional Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.



Anna Kan

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX PATENT APPLICATION

Assistant Commissioner of Patents

Washington, D.C. 20231

NON-PROVISIONAL APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Transmitted herewith for filing is a non-provisional patent application:

Inventor(s) (or Application "Identifier"):

Ernst H. Rinderknecht, San Carlos, CA
Gerardo A. Zapata, Berwyn, PA

Title: **ANTIBODY PURIFICATION****1. Type of Application**

- [] This application is for an original, non-provisional application.
- [] This is a non-provisional application claiming priority to provisional application no. __, filed __, the entire disclosure of which is hereby incorporated by reference.
- [X] This is a [] continuation-in-part [X] continuation [] divisional application claiming priority to application Serial Number 09/249,230, filed February 11, 1999, the entire disclosure of which is hereby incorporated by reference.

2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Non-provisional)

43 pages of specification
2 pages of claims
1 page(s) of abstract
9 sheet(s) of drawings
[X] formal [] informal

01/04/01

JC984 U.S. PTO

JC914 U.S. PTO
09/754998
01/04/01

3. Declaration or Oath

(for new and CIP applications; also for Cont./Div. where inventor(s) are being added)

☐ An executed declaration of the inventor(s) ☐ is enclosed ☐ will follow.

(for Cont./Div. where inventorship is the same or inventor(s) being deleted)

☒ A copy of the executed declaration/oath filed in the prior application is enclosed (37 CFR 1.63(d)).

(for Cont./Div. where inventor(s) being deleted)

☐ A signed statement is attached deleting inventor(s) named in the prior application (see 37 CFR 1.63(d)(2) and 1.33(b)).

4. Assignment

(for new and CIP applications)

☐ An Assignment of the invention to GENENTECH, INC. ☐ is enclosed with attached Recordation Form Cover Sheet ☐ will follow.

(for cont./div.)

☒ The prior application is assigned of record to Genentech, Inc.

5. Amendments (for continuation and divisional applications)

☐ Cancel in this application original claims ☐ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

Relate Back -- 35 U.S.C. 120 or 35 U.S.C. 119

☒ Amend the specification by inserting before the first line the sentence:

--This is a

☐ non-provisional application

☒ continuation

☐ divisional

☐ continuation-in-part

of co-pending application(s)

☒ Serial No. 09/249,230 filed on February 11, 1999, which is a divisional application of Serial No. 08/811,757 filed on March 6, 1997 (now U.S. patent no. 6,066,719), which is a continuation of 08/425,763 filed April 20, 1995; (now U.S. patent no. 5,641,870), which applications are incorporated herein by reference and to which application(s) priority is claimed under 35 USC §120. --

now US Patent No. 6,214,984

A1
2b
C1

_____ International Application _ filed on _ which designated the U.S., which application(s) is(are) incorporated herein by reference and to which application(s) priority is claimed under 35 USC §120.--

_____ provisional application No. _ filed _, the entire disclosure of which is hereby incorporated by reference and to which application(s) priority is claimed under 35 USC §119.--

6. Payment of Fees

X Applicants request deferral of payment of the filing fee until submission of the missing parts of application. **DO NOT CHARGE THE FILING FEE AT THIS TIME.**

7. Additional Papers Enclosed

☒ Information Disclosure Statement (37 CFR §1.98) w/ PTO-1449 and citations

☒ Submission of "Sequence Listing", computer readable copy, certificate re: sequence listing, and/or amendment pertaining thereto for biological invention containing nucleotide and/or amino acid sequence.

☐ A new Power of Attorney or authorization of agent.

☐ Other:

8. Maintenance of Copendency of Prior Application (for continuation and divisional applications)

[This item must be completed and the necessary papers filed in the prior application if the period set in the prior application has run]

_____ A petition, fee and/or response has been filed to extend the term in the pending prior application until

_____ A copy of the petition for extension of time in the **prior** application is attached.

9. Correspondence Address:

X Address all future communications to:

Attn: Wendy M. Lee

Respectfully submitted,
GENENTECH, INC.

Date: January 4, 2001

By: Janet E. Hasak
Janet E. Hasak for Wendy M. Lee
Reg. No. 28,616
Telephone No. (650) 225-1994



09157

PATENT TRADEMARK OFFICE